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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

IN RE: VOLKSWAGEN “CLEAN DIESEL”  
MARKETING, SALES PRACTICES, AND  
PRODUCTS LIABILITY LITIGATION

MDL No. 2672 CRB (JSC)

**ORDER GRANTING IN PART AND  
DENYING IN PART PLAINTIFFS’  
MOTION TO FILE UNDER SEAL  
PORTIONS OF THEIR THIRD  
AMENDED COMPLAINT**

This Order Relates To:  
MDL Dkt. No. 5860

*Napleton*, No. 3:16-cv-2086-CRB

Before the Court is Plaintiffs’ motion to file under seal portions of their third amended class action complaint. Consistent with prior Orders in this MDL (*see, e.g.*, MDL Dkt. Nos. 1767, 6207), the Court will permit Plaintiffs to redact from their complaint the names, job titles, and departmental designations of non-party Volkswagen and Bosch employees. In contrast, the Court will not permit Plaintiffs to redact from their complaint quotations, paraphrases, and citations to documents that the Bosch defendants produced during discovery and designated as confidential or highly confidential. The underlying documents are approximately one decade old, and the Bosch defendants have not made a showing that “specific prejudice or harm will result” if their contents are not sealed. *Phillips ex rel. Estates of Byrd v. Gen. Motors Corp.*, 307 F.3d 1206, 1210–11 (9th Cir. 2002).

By **Tuesday, December 10, 2019**, Plaintiffs shall file a revised redacted version of their third amended complaint that conforms with this Order.

**IT IS SO ORDERED.**

Dated: December 3, 2019



CHARLES R. BREYER  
United States District Judge